COMMERCIAL WRECKS

Petitions in Bankruptcy and Appointments of Assignees.

CREDITORS' MEETINGS.

Motions for a Receiver for Keiler, Wormser & Kingsbury.

Hiram W. Brooks, of the late firm of Nourse & rooks, cotton commission merchants, of No. 26 seaver street, has gone into voluntary bankruptcy before Register Ketchum. His liabilities amount to \$142,000, of which there are secured \$32,500 and on accommodation paper \$32,837. The debts were mainly contracted as copariner with A. P. Nourse, deceased. The secured claims are those of W. S. Nichols & Co., Thosecured claims are those of W. S. Nichola & Co., \$32,000, and James Finlay & Co., \$500. Among the unsecured creditors are:—C. W. & J. E. Smith, \$2,422 35; George E. Woods, of Manchester, England, \$26,904 77; Thomas W. Earle & Co., Liverpool, \$11,533 81; Merchants' Bank, of Worcester, Mass., \$20,000; W. T. Miller & Co., \$3,330 07. The creditors on accomodation paper are the National Bank of the Republic, \$21,262, Mass. \$11,245; Hanover National Bank, \$3,650 17; Bogert & Co., \$2,349 65; Cochran & Barbour, \$15,489. The assets are nominally valued at over \$535,000 and consist mainly of book accounts and notes; included in the former is a claim against A. P. Nourse, of Jersey City, for \$220,537. There are also two plantations in Texas and Arkansas valued at \$9,000; cash, \$1,300.

John P. Elmondort, formerly of the firm of Elmendorf & Schofield, planing mill, at Thirty-eighth street and First avenue, has gone into voluntary bankruptcy before Register Allen. His liabilities amount to about \$230,000, of which there are secured \$96,900. Bavings Bank, \$30,000; George Ehret, \$18,500; Henry

Savings Bank, \$30,000; George Ehret, \$18,500; Henry Weil, \$16,000. The principal unsecured creditors are Garret L. Schuyler, \$71,000; Northwostern Life Insurance Company, \$12,000; simou Simonson, \$12,000; Wright estate, \$6,500; Henry Ranuell, \$6,000. His sassets counsist of real estate in this city valued at \$105,000; interest in planing mill \$1,087 50; cash in hand, \$320; five shares Murray Hill Bank stock, \$400; thirteen shares of the Rudson Iron Company, \$1,300; pleaged for a losn.

Register Fitch has received a voluntary petition in bankrupacy from Frederick S. Henser and Christopher Heuser, comprising the late firm of F. S. Heiser & Co, brokers at No. 25 Wall street. The liabilities amount to about \$28,000, a sarge part of which are for differences on gold loans. They have co.sassts. The largest creditors are William Whitewright, \$3,625; Rosalie Heiser, \$17,035 77, and D. & W. Stoans, \$1,500.

The inabilities of the American Stove Company, of Peckskill and at No. 50 Barelsy street, amount to upwards of \$90,000, nearly all of which is due in this city, principally for Iron. The property is now in the hands of Stephen Lent, to whom the company has made an assignment, and he is making an inventory of the assets. Their works are at Peckskill, and the officials of the company are wealthy men of Peckskill, baniel J. Haight being the President. They have good assets and will no doubt pay a large porcentage to the creditors.

ereditors.

John R. Smith and Asher D. Ensign, composing the firm of Smith & Ensign, produce commission merchants, of No. 304 Greenwich street, and agents for the Patrons of Husbandry, have been adjusticated voluntary bankrupts by Register Ketchum. The labilities amount to about \$3,000. They have only nominal assets.

tites amount to about \$5,000. They have only nominal assots.

Register Kotchum has adjudicated Raphael Miutzer, dealer in gloves, late at 469 Broadway, a voluntary bankrupt on his own position. He ewes about \$7,000, oi which the largest claims are by Kobbe & Ball, \$1,034; Leon Borman, \$1,100. It he has no assets.

James A. Byrnes, of Twenty-lourin street, near Sixth avenue, is a voluntary bankrupt before Register Ketchum. His liabilities aggregate about \$18,000. The largest creditors are Titus B. Eldridge, \$5,000; The largest creditors are Titus B. Eldridge, \$5,000; The largest creditors are Titus B. Eldridge, \$5,000; The largest or editors are Titus B. Eldridge, \$5,000; Maria Mulock, \$4,800 \$1. His assets consist of 1,300 shares of High Bridge Silver Mining stock of Novada. Register Alien has received a warrant in bankruptcy against the firm of W. A. Ransom & Go., wholesale dealers in snocs at No. \$57 Broadway, and has called the first meeting of, the creditors to be held on May 22. The Habilities amount to \$750,000.

In the County Cierk's office there were filed yesterday the assignments of Jacob Friends to James J. Coogan and of Vincent Dill to John M. McLoughlin.

A meeting of the creditors of Alexander McDonald, ormerly United States Senator from Arkansas, was held yesterday at the office of Register Ketchum. Schedules were presented showing liabilities amounting to about \$285,000, and eight claims were proved

Schedules were presented showing liabilities amounting to about \$225,000, and eight claims were proved aggregating \$28,000, the following being the largest:—Downt C. Wheeler, \$10,383 S1; John M. Morohead, \$7,278 94; James G. Blunt, \$4,970. Benjamin W. Benney was elected assigned in bankruptey.

At a meeting of the creditors of Israel A. Barker held at the office of Register Alien yesterday eight tlaims were proved, aggregating \$14,000, or which the largest were by Sarah A. Pearsail, \$5,456 65; Darles Kellogg, \$2,206 93; James L. Brumley, \$2,206 93. John H. Platt was appointed assignee.

The creditors of William T. Williams, formerly of No. 689 Broadway. Inc. yesterday at the office of Register Little. The schedules presented showed isolatites amounting to 6,970 82. John H. Platt was appointed assignee.

At a meeting of the creditors of Samuel A. Magnus, desier in glue at No. 307 Pearl street, neld at the office of Register Aliea, a composition was accepted at tharty-cents on the dollar, twonty-seven and a half cents in cash and the balance in four months.

A meeting of the creditors of the McAb & Harlan Manufacturing Company, of No. 56 John street, was sheld yesterday at the rooms of the Hardware Board of Trace, Nos. 4 and 6 Warren atreet. Mr. Edward H. Cole was chosen chairman and Mr. J. H. Goldy secretary. A statement of the affairs of the company was presented showing liabilities amounting to \$165,000 and assets \$260,000. An explanation of the various items was made and an ofter to compromise at fifty conts on the donlar was submitted. After considerable interchange of views the matter was referred to a committee of three, composed of Messix.

A. H. Datne, J. H. Baldwin and L. Lissburger, who are to make an examination and report at a luture meeting. The company have already commenced composition proceedings before Register Dwight.

REILER, WORMSER AND KINGSBURY.

A large part of yesterday was occupied in the Suert, Chambers, in the argument of three motions for the appointment of a receiver of the Kenor, Wormsor & Kingsbury firm. Mr. Keiler made the first application upon the ground-first-that Wormser and Kingsbury had withdrawn a part of the posticed it in another bank without his authority or obsent; second, that Kingsbury had manufactured otes and used them as business notes; and third, that the partners could not agree in the management of the business. Messrs, Wormser and Kingabury, represented by Messrs, Joseph H. Choate, Lucher R. Marsh, W. r. Shophard, G. A. Seixas and D. Levengrit, answered by accusing Mr. Keiler of having withfrawn the flux's bank account from the Pacific Bank and of having borrowed money from employes and others, thereby impairing the credit and standing of the firm. They also rese a number of affidavitis attacking the character of Rr. Keiler. Mr. Keiler read an answer to these charges, admitting laving drawn the money from the Facific Bank and alleging that he aid so under the savice of his partners' having withdrawn the other account of his hrm and preventing him from drawing thereon, and that he held the money drawn, and intended to hold it, subject to an accounting to be had. He site admitted having borrowed money privately and upon his own fredit, but introduced written setnowledgments of Wormser for moneys loaned to him by a sen-in-law of Mr. Keiler, and that the firm's condition was such that they often borrowed money, except Mr. Kingsbury, who, Mr. Keiler alleges, had no occasion rootones so, having no lamily and his wite and himself that the partners could not agree in the managemen

that they often borrowed money, except Mr. Kings-bury, wao, Mr. Retter alleges, had no occasion for soing so, having no lamily and his wife and himself living with his wife's mother. The real contest appears to be tiving with his wife's mother.

The real contest appears to be who shall be receiver.

Wormser and Kingstoury both asking for the appointment to be made to them jointly, and Mr. Keiler warmity opposing this, urging that it they get hold of his property there will be aut small hope for him.

Mr. Keiler was represented by ex-Judge Cardy and Mr. K. S. Newconde. Judge Donohue took the papers and reserved his decision.

MONTHLY MEETING OF TRUSTEES-THE BRIDGE AND RAPID THANSIT.

The regular monthly meeting of the trustees of the East River Bridge was beld yesterday afternoon at the company's office in Water Street, Brooklyn, Mr. Henry C. Murphy in the chair. The minutes of the meeting of the Executive Committee held April 12 were read At that meeting it was reported that the committee appointed to complete the purchase of the property Cuff street, Frankfort and Jacob streets in this on Cisf street, Frankfort and Jacob streets in this sity, belonging to Henry A. Burr, had done so at a cost of \$117,600. The misutes were anopted. President hurphy stated before the cemmittee that proposals had been invited for 10,000 barrels of coment, with the right to increase the unwests to \$0,000. It was ordered that the officers he assistant to award the contract at eighty-four and a half couts. The financial report for the month of April aboved the receipts to have been \$402,856 &0. Gt auto out \$10,000 was received from this city and \$200,000 from Brooklyn. The expositions for the same period amounted to \$154,660 49.

Mr. Kinsella then offered the following resolution:—

Whereas there are a number of projects under consider-

and whereas rapid, convenient and at all times certain communication between the two cities will so fearlife only by bringing new scheme of rapid transit in Broadlys in harmony with that adopted for steam transit on the Last filter Bridge; therefore.

Resolved, That a committee of five from this Board be appointed to confer with any other body or corporation having for its surpose the construction or running of a rapid transit or steam road to either turninus of the bridge, to the end that the bridge shall fully resilted the main object of its construction—the facilitation of interactions between the two cities—and to report the result of such conferences to this Board.

The resolution was adopted, and President Murphy appointed the following trustees as members of the committee:—Thomas Kinselia, Dr. Samuel Hall, J. S. T. Stranahan, Thomas Hitchcock and William C.

Kingsley.

A communication in reference to the suspended fromwork of the superstructure from the Chief Engineer was then read by President Murphy. It stated that 58,000 toos of iron were needed for the work and that the contract was the most important one of any to be given out.

CITY NUISANCES.

BECORDER HACKETT'S CHARGE TO THE GRAND JURY.

Recorder Hackett opened the May Term of Part 1 of the Court of General Sessions yesterday, Mr. Francis H. Amidon, of No. 220 Fifth avenue, having been chosen foreman of the Grand Jury. After nav-

ing aliaded to the usual statutory provisions the Recorder said:—

Gentlemen of the Grand Juny- I desire to call your especial sitention to the controversy between citizens and the Health Board about foul and pestilential doors that are calmed to pervade the central part of our city and island, and which, while annoying the wealthy, do positively destroy the health of their fellow citizens less fortunate in matters of prospecity who live nearest to the factories. If you shall find wilful negligence of duty in the Health Commissioners you may indict them, and the question can be tested whether any permits whatsoever ought to be given to a business that is liable to become, and confessedly does sometimes become, a public nuisance. Science is very useful always, but sometimes it happens that its microscope becomes more technical than legal or beneficial. The Court of Appeals in the prosecution against an old Police Board for neglect of duty held it maintainable even where the delence of the official was an honest misconstruction of law under legal advice. (New York Reports, vol. 62, p. 203.) The law, nevertheless, must not be technically violated to public prejudice. It was my intention a year ago to have called the attention of a Grand Jury to these them alleged naisances of vile odors because my own lamily and myself had been victums to and sufferers from the same, as also I believe that of my immediate neighbor, the present eloquent Corperation Counsel; but motives of delicacy restrained me, lest my action should be misconstrued. But now, by the action of the Committee of citizous, by the public views of two honorable Judges of the Court of Oyer and Terminer, by the tone of the united press, and by the strange professional rigor of the Board of Health, I am relieved from any miscoustruction of my present action. I therefore most earnessily request your immediate and critical examination of the whole matter, aithough I, of course, cannot be a gludge to try such an indictinent, because, perhaps interested in abat

Judge to try such an indictiment, because, perhaps interested in abating the nuisance.

RIBWALK OBSTRUCTIONS.

Gentlemen, there is still another great and increasing public nuisance sanctioned by city officials. The Board of Aidermen at every session authorize the erection of booths, stands, racks and other various encumbrances in the public streets of this city. This a section (section 17 No. 4) of the present charter forbids and expressly prohibits, which I now read to your-li shall be the duty of the Common Council "to prevent encroachments upon, and obstructions to, the streets, highways, reads and public places, not including parks, and to authorize and require the Commissioner of Public Works to remove the same, but they shall have no power to authorize the placing or continuing of any encroachment or obstruction upon any street or sidewalk except the temporary occupation thereof during the creation or repair of a building on a lot opposite the same. Prior to this charter provision the Board of Aidermen could legally have given licenses to sidewalk obstructions. Last week a communication of the Commissioner of Public Works and a Mayor's veto brought the subject to my notice. I carnestly invite your co-operation with them even although you should have to apply to the Aidermen, the Court of Appeals law that I have referred to.

The Grand Jurors then retired to their deliberations.

PETITIONING THE BOARD OF HEALTH. The following letter and petition have been sent to the President of the Board of Health, the signers of the petition being 136 business men and householders living along the avenues in the vicinity of Thirty-ninth street and the North River.

Sir - Persons inform this association that it "avails not" to complish to the Board of Health of the nauseating odors that come from the Algonquin and other nuisances. Yet, on their behalf, a submit to you the seliced petition. Your obedient servant.
THOMAS B. MUSGRAVE, Chairman.

The petitioners say :-

We have suffered greatly from the bad smells arising from the bone, fat and offel rendering establishments on and near North River and Elevanth avenue, from Thirty-sixth to Fortieth atrect. The stench often hills the air so as to be almost unendurable, and we respectfully request the Board of Health to put a stop to it.

W. M. TWEED TO THE CITY.

The following letter was yesterday sent to Comptroller Kelly by one of William M. Tweed's counsel:-

My DEAR SIR—I take the liberty of delivering the enclose locuments to you as Comptroller of the city and county MY DEAR SIR—I take the liberty of delivering the enclosed documents to you as Comptroller of the city and county of New York, for the benefit of the city and county, in accordance with the wishes of my late client, Mr. william M. Twood. He wished the delivery made in fulfilment of his offer of surrender last year, and so you because he said you were the only official who had publicly asked that good latth be kept with him. The documents accompanying this are:—First, the deed in blank of the Putnam water property, of ine-timable value to your city, and second, the assignment in blank of the half of the Sheffill O'Brion claim

mills and other buildings.

The O'Brien claim was placed in evidence during the Tweet investigation before the Aldermen, a copy being published at the time.

MUNICIPAL NOTES.

Mayor Ely had not made up his mind yesterday as to sending in the name of a Poitce Commissioner in place of Mr. Wheeler, whose term of office expired on May I. A regular meeting of the Board of Aldermen will be beld to-day,

Ex-Secretary of State Bigelow called at the Mayor's office yesterday and complained that his name had been used in the circulars of several bogus mining

been used in the circulars of several bogus mining corporations. He wanted information as to what course should be pursued under the circumstances. Mr. Bigelow was directed to lay his grievances before the District Attornay.

Alderman Morris yesterday received a communication from Messrs. Peabody and Baker on behalf of a number of lawyers who desire to present to the city a medaliton of David Graham, formerly District Attorney of this county. A request is made that the modaliton be placed in one of the court recems. The communication will be referred to the Aldermanic Committee on County Affairs.

City Chamberlain Tappan's statement for the past week is as follows:—Balance April 30, \$5,468,813 76; receipts, \$5,347,542 01; payments, \$7,766,925 18; buinned May 4, \$3,058,430 59.

PARDONED BY THE GOVERNOR.

Charles F. Blandin, who was some time ago convicted in the Court of General Sessions of solling an obsceno picture and sentenced to three months' imprisonment, has been pardoned by Governor Robin son. The accused was a young lawyer from Boston, and while canywring for stationery and printing called at the office of Anthony Constock, in Nassau street. Here Joseph Britton, one of the agents of the society, negotiated for the purchase of some pictures, and Binadia returned with one which be said he had received from a friend in Boston. Britton mid him thirty cents for it, and Mr. Comstock thereupon caused his arrest. At the trial the accused was gratuitously defended by Mr. Bonjamin F. Rossell, who insuted that his circuit had been entrapped by the agents of the Society for the Frevention of Crime. Under the law, however, the jury recurned a verdict of guilty, with a strong recommendation to mercy, and Judge Sutherland imposed the lowest possible sentence. A great deal of sympathy was expressed for Blandin, and the Judge, the foreman of the Grand Jury and the jury who convicted him signed a petition for his parson. This petition was taken to Albary by Mr. Russell, and, departing from the usual custom of not granting parsons during the session of the Legislature, Covernor Robinson, having fully investigated the case, granted a full pardon. son. The accused was a young lawyer from Boston,

DIRECTOR HALSTED'S TRIAL.

The trial of ex-Director-at-Large Hainted, of the ludson County Board of Chosen Freeholders, indicted for matfeasance in office in signing bonds file. renumed in the Gourt of Oyer and Terminer at Jersey City yesterday, before Judge Knapp. The Court denied the motion to quash the indictment, and the entire day was consumed by Mr. Pitney and ex-Governor Bedle, counsel for the delence, who argued that even though Mr. Halsted did sign the resolution for the payment of \$225,000 when there was no appropriation he was not amenable to the law. Mr. Pitney, in his argument, insisted that no guilt could be proved, but Judge Knapp reminded anim that the Freeholders who voted for the purchase and were indicted picaded guilty. The pica that Mr. Halsted was not a member of the Board of Freeholders, but held a distinctive office, with peculiar daties and responsibilities, was not tenable, for it required his consent to consummate any act of the Board. It was a harrow construction of the law to assume that he was not a member of the Board. Gnussel for the delence took exception, and the case proceeded. Ex-dovernor Bedle had not concluded his argument when the Court adjourned, and he will resume his address this morning, after which Atterney General Stockton will reply. esumed in the Court of Oyer and Terminer at Jerse;

THE LAW OF LIBEL.

JUDGMENT REVERSED BY THE SUFREME COURT IN THE SUIT OF PHORRE BORERTSON AGAINST THE HERATA

The General Term of the Sucreme Court vesterday rendered an important decision touching the law of libel in the suit some time ago brought by Phobe Robertson against the Heralin. The action was brought to recover \$10,000 damages for an alleged libellous publication in the HERALD of the 19th of November, 1876. The matter complained of grew out of an advertisement published which, it was charged reflected upon the character of the plaintiff and damaged her business as a boarding house keeper. The answer to the complaint denied any intentional or malicious injury, and also alleged that the plaintif was not the real party in interest. It was further asserted that the publication was true in substance and that the same primarily grew out of a quarrel between the plaintiff and her daugh ter and certain other parties, some of whom caused that, although a retraction was consented to by the defendant, yet the plaintiff, who expressed her willingness to withdraw the suit if such was made, was notwithstanding the voluminous proofs on the part of the defendant, gave a verdict for the plaintiff for \$10,000 damages. From this an appeal was taken vesterday in General Torm. Chief Justice Curtis, writing the opinion, reverses this verdict and orders a new trial. The Chief Justice, in the course of an elaborate opinion, discusses the evidence at great length and then goes on to say:-THE CHIEF JUSTICE'S REMARKS.

A grave question arises as to whether there was no cottmony received at the trial which should have been excluded. A witness, Meredith L. Jones, Esq., counsellor at law, testified to the effect that shortly after the list of January, 1877, he was recommended to the plaintiff's boarding house and made an examination of the rooms and prices, and expected if he had gone there to pay \$28 per week for second floor back of No. 61, and when asked why he did not go to the house he answered: "Well, my wife called my attention to a publication, something about a blackmining growd at Nos. 61 and 53 West I wenty-flith street." He also testified that it led him to hesitate about going there, and that he did not go there. Upon his cross-cannination be testified that he did not remember what newspaper it was, that he thought it was in the legal columns, the reports of the courts. The publication complianed of was in the "Personal" columns of the Herated of November, 19, 1876. The defendant moved to strike out the testimony of this witness, on the ground that it did not appear to relate to the libel complained of. This motion was denied, the Court stating "it has no effect in binding you, but simply giving what he heard," and the docadant excepted. There was no evidence connecting the delendant with this publication made after January 1, 1877, which, in lact, was the report of a legal proceeding between these parties and published in another newspaper. The testimony of the winness when it appeared that he did not remember in what newspaper he saw the words that led him to nesitate about a face caused by it. If another newspaper published the agency of the paintiff who see, or not to go there should have been stricken out pursuant to the defendant's motion. The defendant is not inable for that, if such protection was agained to a publication and the damages caused by it. If another newspaper published the report of a legal proceeding in this cause that prejudiced the plaintiff while an only be called on to respond for his own publication and the damages caused by it. If another newspaper published the report of a legal proceeding in this cause that prejudiced the plaintiff we after the 1st of January, 1877, he was recommended to

the jury were misinformed by its remaining before them subject, to what was stated by the Cours at the time of the denial of the motion to strike it out, the defendant's objection to it would be answered. But it is difficult to take this view of it. The testimony of this witness remained before them. There is nothing to indicate that they were to exclude it wholly from their consideration. Is it provide they drow the distinction in determining the plaintiff's damages between such as were caused by the publication in the defendant's paper and such as were caused by publications in other journals, and which, as reports of logal proceedings, were lawful? Can it be determined that the legal rights of the defendant were not prejudiced and the jury influenced to some extent adversely to him by this evidence? These questions cannot easily be satisfactorily answered in the negative. It is better to declare by the rules of evidence by which all partices are protected than to sustain a departure from them on grounds that are not clearly triable. The judgment and order appealed from should be reversed and a new thal granted, with costs to able the event.

Judge Sanford concurs in the opinion of the Court. Mr. William W. Badger appeared for the plaintiff, and Mr. John Townshend represented the fixeals.

THE FLOWER AND FRUIT MISSION.

AN EXAMPLE OF THE WORK DONE BY ONE OF NEW YORK'S NOBLEST CHARITIES.

The first distribution this season at the Flower an Fruit Mission occurred yesterday. This beautiful charity has been in operation since 1870, and has given the greatest pleasure to many thousands of people. There are many charities which cater to the his love of the beautiful. The members to touching anecdotes of the delight and gratitude of the recipients of a bunch of flowers. Not only flowers but fruits and vegetables, are distributed by this society. The latter are given to the poor in tenement houses, who seldom taste a fresh vegetable. The mis sion was open yesterday from ten till one o'clock and, though there were a great many busy ladies present, a great many more were needed. The prin cipal flowers were lilacs, littles of the valley, and blossoms of apple and pear and peach. Notwithstand ing that there were barely enough fair hands to as range the flowers, 4,000 bouquets were made up and

distributed among the following places:—

Hospitals—Bellevue, Chambers Street, Charity, Crippess', Colored, Children's (Ranstall's); Godva-lessent (Hart's); Emigrants Hamesonann, Homeopathic, Incurables, German, Female Iosane, Male Iosane, Norsery and Child's, New York, Ophthamic, Orthopodie, Roosevett, Smailpox, St. Elizabeth's, St. Mary's, St. Luke's, St. Francis', St. Yincont's, Presbyterian, Woman's, Moont Smail.

Howss—Haplist, Chapin, Jewish, Methodist, St. Luke's, St. Joseph, St. Barabas', Roly Commonton, Irinity, Isaac Hopper, Presbyterian, Unitstan, Samaritan, Peahody, Initie Sisters of the Poor, For Aged Women, Fer Frieudiess Giris, For the Friendiess, For Aged Couples, For Old Ladies.

Missions—Bethany Institute, Calvary Chapel, Covenant, Crosby Street, Covery Street, Five Points, Maior Street.

Miscrellances—Almshouse, Blind Asylum, Deal Muce, Destitute Blind, Foanding Asylum, Christian Assonation, Eye and Ear Infirmary, Giris' Loughy House, Haif Orphan Asylum, Kippensaries, Ludiow Street Jail, Magdales Asylum, Newshots, Loughy House, Sing Sing Frison, Frinty Infirmary, Tranning School for Nurses, Tombs, Woman's Internsity, orphan asylum, Workhouse; sho to several industrial fluers were made to the sick in tenement houses during the past year.

The actual expenses of carrying on the mission for the past eight years have only been a little over \$125. Do-nations of fruit or money should be addressed to Miss

past eight years have only been a little over \$125. Donations of fruit or money should be addressed to him Russell, Secretary Flower and Fruit Mission, No. 239 Fourth avenue. Assistance in making up and eigenfuluting the flowers is very much faceded, and charitably inclined lattes could find no better way to spend a new hours a week than in this work. The ladies of the mission, in their report just published, say:

— So many inquiries have been made as to the best method of packing and forwarding both flowers and fruit that we repeat here the directions stready given to out of town a newspaper or a few lerns or leaves. The time flowers together in tunches, each kind by Riesff, and pack them in layers separated by papers; the upper layer should be sprinkled and coverest closely with newspaper to exciting the air as much as possible. A simple woulden box, lastened with a strap, is easily procured. It is almost arright and forms one of the best means of conveyance. A passebbaard box will answer the purpose almost as well and saves us the trouble of returning it. Fruit should be packed, if possible, in a beast or the box; never mixed with the flowers.

All bease and bakets which are to be returned to the strain of the stream of the control of the con

The next distribution day will be Thursday, the 9th.

THE "BROKEN BANKER." A few weeks ago the extreme destitution of the

family of a gentieman who was up to quite a recent date in the enjoyment of an ample fertune was called to the public attention through the HERALD. His case is one that deserves the consideration of the well case is one that deserves the consideration of the well to do who are charitably inclined, investigation having shown that the story of his past wealth and of his present distress is but too true. At one time he was a regular and liberal contributor to the lunds of St. John's Guild, which itself is now unable to return his past liberality by generous assistance. One small contribution was received at the Henatu office for the distressed family some weeks ago, and yesterday \$2 was received in a note signed "E. W." Contributions for the refict of the family received at this office will be promptly forwarded to the "Broken Banker."

DEATH OF LEAMINGTON.

The Sire of Enquirer, Lynchburg, Littleton, Longfellow, Reform and Parole.

AT CHESTNUT HILL, PHILADELPHIA.

The grand thoroughbred raceborse and sire, Leamngton, died at the home of his owner, Mr. A. Welch Chestnut Hill, Philadelphia, yesterday morning. Un-til a few moments before his death the horse appeared to be in the most robust health. His death, it is thought, must have been occasioned either by apoplexy or rupture of the heart. Learnington was fouled in 1863 and at the time of his death was twenty-five

Leamington was bred by Mr. Halford, of England and imported to America in 1865 by R. W. Cameron, of Chiton Stud Farm, Staten Island, N. Y. He was sired by Faugh a-Ballagh; first dam by Pantaloon econd dam Daphne, by Laurel; third dam Muid of Honor, by Champion; lourth dam Etiquette by Orville; fifth dam Bondicea, by Alexander; sixth dam Brunette, by Ancaster Starling; moth dam by Grasshopper; tenth dam by Sir M. Newton's Arabian; eleventh dam by Peri; twellin dam by St. Martius; thirteenth dam by Sir S. Halo's Arabian; fourteenth dam the Old Field mare. Faugh-a Ballagh, the stre of Leamington, bred by Mr. G. Knox, in 1841, was a full brother to the celebrated Irish Birdcatcher, by Sir Hercules, out of Guccioli, by Bob Booty; Flight, by Irish Escape; Young Here me, by Bagot; Herome (Tom Turf's dam), by Hero; Suap, sister to Regulus. The Pantaloon mare, the dam of Learnington, had no turf career; but as a brood mare she produced seven others bosides Learn-

Leamington was a dark brown horse, full sixtees hands and an incu in height. He had a beautiful head and neck, fige eyes and good shoulders, fine back, great length, and was as perfect from the point to the book, as any horse in the country. With a very round barrel, it gave him the ppearance of having a light middle piece His hind leg was a pattern, and he was best there. where many of the English horses are deficient. He had most excellent sone, and this he transmitted to most of his off-pring. His right hind foot, from the hoof to the pastern, was white, and a large white star set off his expressive and blood-like head. Soon after his arrival in this country Mr. Cameron sont him over to the Passaic race course at Paterson, and although he showed the severity of the sea voyage which he specimen of a high class race horse that ever appeared

had undergone he was eniversally proclaimed the best specimen of a high class race horse that ever appeared in this section of the country. There were a great many horsemen from the South and West at the time, and comparisons were made between him and Guescoe. Leviathan, Sovereigh, Yorkshire, Albion, Margrave and other importations; but the best judges who had seen the others all gave the palm to Learnington.

Leamington began his racing career as a two-yearold at Warwick, March 19, 1855, and this was a win. Four other races were run by him, scoring three misses and a win. He ran ten times as a three-yearold, five times as a sur-yearold, once ay a five-yearold and three times as a six-year-old. He started twenty-four times, won eight, lost sixteen and paid forfeit once. His total winnings on the turf were 50,830. Learnington went to the stud in 1860, and made the seasons of 1890, '61, '62, '03, '61 and '65 at Rawcinf Paddocks. The first of his get appeared in 1803, three of them running four races. In 1804 he had thirteen winners, who won thirty-broe races; 1805, eleven winners, who won fitteen races, 1805, filteen winners, who won thirty-broe races; 1805, eleven winners, who won fitteen races, 1805, inteen winners, who won thirty-broe races; 1805, eleven winners, who won thorty-sight races; 1855, ton winners who won interaces. The following camprise some of his principal winners in England:—Coup d'Etat, Catalogue, Procein, Tarlatan, Belin, Otto Queen, Hark Forward, Lady of Coverdate, Lady Setton, Lady Warwick, Boleon, Fitroy, Fortunatus, Lady Constance, Bird of Evc, Cheliennam,

Buile of Warwick, Citron, Haymaker, Miss Theo and Percussion.

Mr. R. W. Cameron purchased Leamington after the season of 1865, from the Rawelific Company, for £1,575, and had him brought over the same season in the steamship Cella, from London. He made his first agason in Kentucky, at the Barque Bonita Stud Farm of General A. Butord, at \$200. After that season in Kentucky be was trought North and stood the seasons of 1867, 1868 and 1869 at Clifton Stud Farm, on Statea Liand. In the fail of 1809 Mr. Cameron sold Leamington to Mr. A. Welch. He made the season of 1870 at Paterson. From that time to the present Leamington has had his home at Chestnut full, hear Philadelphin, where, with a limited number of good mares, he has made his name famous in the land.

The death of this horse, although a serious loss to Mr. Welch, will not tail so heavily, as he has three gallant sous to take the place of the old here on the farm. These are Reform, James A. and Lyttleton. They are a great family of winners. During seves the state of the season of country that has not had a Leamington in the and they have always been dangerous at the fluish.

The exemple day at Brooklyn Driving Park Park rille, L. I., yesterday, was a brilliant success undo the management of the well known trainer and driver, Hiram W. Howe. There was a good attendance to witness the troiting, which was for a purse of \$50, Bolle of Aberdoen, Clara Morris and General being the starters. The weather during the afternoon was fine and the trotting, as a whole, was very respectable, nearly every heat being closely contested; so close, indeed, was the race that it took no less than five heats to decide it in favor of General, he taking the first, third and fifth heats and the race. Clark Morris won the other two heats.

The following is the

1:22

TROTTING IN NEW JERSEY.

A few of the old time lovers of trotting assembled at the opening of the West Side Driving Park, New Jersey, yesterday afternoon, to witness the two events announced to come off. These were a purse of \$100 tot three minute class and a sweepstakes of \$75 for running horses. T. Eagan & Co. are now the managers of the five years. The park has been much improved under the new management, and all is now in readiness for

A. Curry's b. in. Lady Carry. 3 8

Time. Quarter. Haif. Mile.

First heat. 45 1:25 2:53

Second heat. 46 1:27 2:52

Third heat. 45% 1:27 2:54

RUNNING SAME DAY—Sweepetakes of \$75, half mile heat; best three in five, catch weights.

W. Harmann's s. g. Atlas. 1 1

Maniey's g. g. rat Rooney. 3 3

J. Leary's b. g. Dan O'Conneil. 2 2 4

BASEBALL NOTES.

Quito a large number of spectators assembled at Prospect Park yesterday alternoon to witness the re-turn match at baseball between the handball players of Casey's court and those of Cortney's court. As both courts have some very fine baseball players connected with them the game proved to be close and interesting, Cortney's side winning by a score of 8

conhectors, Cortney's side winning by a content of the Monitors, to 4.

The Yale University nine deleated the Monitors, of Waterbury, Saturday, by a recre of 5 to 2.

At Indianapolis on Saturday the Chicagos deleated the Indianapolis Glub, by a score of 4 to 1.

To-day the Chicagoes and Cincianatis play at Uncla-

YACHTING NOTES.

Yacht Agnes, A Y.C., Mr. Thayer, from New York passed the Herald station at Whitestone yesterday forenoon, on route to Gienwood, L. 1.

beat bease of Mr. J. B. Smith, at East Providence, It. 1., on Saturday morning, May 4, who has for some time past been engaged in building the pleasure yacht Carilla, for Dr. Simon Borden, of Providence. The dimensions of the boat are as follows:—Length, 30 feet 6 inches; breadth, 8 feet; depth, 2 feet 9 inches, and is about 7½ tons burden. It presents a very neat appearance. The motive power will be luringhed by a Brayton motor, which is a vertical double-acting hydro-carbon engine. The power is developed by the combustion of petrologin and atmospheric air without either steam or the use of a boiler. Full power can be obtained within one minute after ignition. It is claimed that there is no possability of explosion from the use of this appearatus. The launch was entirely successful, a party of gentlemen and iddes being on board the yacht as it went off. Mr. Smith has upon his marice railway vacht Medora, belonging to Mr. James Burney, of Pawtucket, to the length of which he is adding about ditten feet, making the whole length of the craft sixty-one feet. George B, Brayton is the proprietor of the engine referred to. The dimensions of the boat are as follows:-Length,

THE HANLAN-PLAISTED RACE.

The last deposit of \$1,000 in the Haulan-Plaisted culling race was posted yesterday at the Clipper forwarded to the Mayor of Torouto, the final stake-holder. The race will be rowed on the 15th 11st., on loconto Bay, and is for \$2,000, the distance being two miles stalphtaway.

ATHLETICS AT GILMORE'S GARDEN.

The very last athletic meeting of the season at Gilmore's Garden will take place under direction of Billy Edwards next Thursday evening. Every effort will be used to make this a fitting wind up for the sea son, all the principal boxers of Boston, Philadelphia, Brooklyn and this city participating. Joe Gose, Steve Taylor, Billy Edwards, Mike Donovan, John Cash, Jack Gallagher, Ed. McClincky, O'Donnell and Flynn, George Suer, and others, have been copaged. The chief feature of the entertamment will be the windup between Mike Donovan and Billy Edwards, both men being in full puglistic uniform.

BARNEY FERRON'S MURDERER.

JOHN H. WRIGHT CONFESSES HIS CRIME AND IS HELD FOR THE GRAND JURY-HIS STATE-MENT TO A HERALD REPORTER.

John H. Wright, the self-confessed murderer of Sernard Ferron, the boatman, was taken to Police Headquarters, in the Brooklyn Municipal Building, yesterday forenoon, in charge of his captors, Captain Roilly, of the Eleventh precinct, and Detectives Looney and Daley. After a brief interview with Superintendent Campbell the prisoner taken to the photographer's, where excellent picture of him was obtained the Rogues' Gallery. Wright was then conveyed in a carriage to the First District Court, corner of Court and Butler streets, where he was followed by a crowd of curious people. The prisoner was somewhat ner-

of currous people. The prisoner was somewhat nervous at first, but speedily regained his composure. When he was brought before the bar to plead Jadge Ferry read the charge and complaint, which was made by Captain Edward Reilly "open information and beilef," and charged "John H. Wright with having telenously, willed and charged "John H. Wright with having telenously, willed and charged "John H. Wright with having telenously, willed him, and I am sorry for it." It killed him, and I am sorry for it." It killed him, and I am sorry for it." It killed him, and I am sorry for it." It killed him, and I am sorry for it." It killed him, and I am sorry for it." It killed him, and I am sorry for it." It killed him, and I am sorry for it." It killed him, and I am sorry for it." It killed him, and I am sorry for it." It killed him, and I am sorry for it." It will be the saymon of the said that he is twenty years of age, was born en indina River, Maine, and na face it looked the saymon Street Jail. The prisoner, who is a bine eyed, tair haired "down East" ind, has a simpo, gawkish air about him, which is foreign to the wonten ideal or impression of the cold blooded murderer. In the jail he was confined in cell No. 6, with two other prisoners.

A nonlimit of the wonten is a him to course of an interview with a reporter preservery, gave the details of the story connected with the murder, which were substantially related to go to New York to purenase provisions, leaving in the pathy and the decasted, according to the prisoner's attenment, bit at the latter of the gain winch was engaged in cleaning lamps in the pathy when presented to go to to New York to purenase provisions, leaving in the pathy and the decasted, according to the prisoner's attenment, bit at the latter potency, and the sail in which Doath poured out the lination of the gain winch was engaged in cleaning lamps. Wrightly in charge. He took two or three drinks of the gain was challed to a continue of the prisoner's attenment, but at the latter potency, and the gain

crash, and as he ceased to shoul I thought I had finished num. When I saw what I had done I was terribly scared, and went on the quarter deck and looked around. It was then my intention to go ashore and tell what had taken place, but I went back and changed my mind. I found be was dead."

The prisoner stated that he then filled the canvas bag with iron, lastened the body with a rope to it, and dropped it overboard. He said he did not place any rope in the mouth of the decessed and could not tell how the gag came there. Be ore throwing the body overboard he took \$20 from the pocket. He then took Ferron's bent ashore, and returned to the schooner in the yawi which fabbott had taken with him in the morning. He never breathed a word of the killing to Tabbott when the latter returned to the versel, and the mate did not suspect anything. Wright said in conclusion:—"I worried over the killing and frequently thought about telling it. I am very sorry for what I have done, but when I first struck the old man I was alraid he might kill me."

Tabbott, the mate, who arrived at Philadelphia yesterday on the Mary B. Harris, to when vessel he has been all along attached, is in no way connected with the crime and bears a good reputation. He will come on to Brooklyin and give such evidence as may be in his power to furnish in the case.

CAPTAIN SMITH'S ASSAILANT. Patroleman Morris Roffernan, of the First precinct.

Brooklyn, who, on Sunday last, attempted to murder Captain Joel Smith, at the Washington street stition house, by shooting at him twice, was yesterday arraigned before Police Justice Walsh, in the basement of the City Hall. The court room was crowded by police officers and idle politicians, who were either interested to the disposition of the case or were prompted to put in an appearance through curiosity. prompted to put in an appearance through curiosity. The prisoner, who was in an exceedingly nervous condition, evidently the result of recent dissipation, appeared wild and excited. He was attired in citizens' clothes, an his superiors would not longer permit him to wear the uniform of the force. When Judge Walch had disposed of the usual lengthy roll of Monday morning drankerds and assume and battery cases Heiferman was brought from the "prison pen" and afraigned before the bar. Police Commissioner Colonel Rodney C. Ward, Sergeam Walsh and Patrolmen Ricey, Simonson and Quins were prosent. The Judge, addressing the prironer, said, after reading the charge of "assault wan intent to kin," "You need not answer the question if you don't wish."

Hefferman said, "On, I have nothing to say."

Hefferman said, "On, I have nothing to say."

The bound of the answer than the city of Brookity, and live at No. II have need street, but," he added, "I suppose my lamby are turned out now, I have been on the police eight years."

"Are you guilty of the charge, or do you want counsel?" Inquired Judge Walsh.

"I don't want counsel," answered the prisoner, "I'll plead guilty of the charge of assault with intent to kin."

The Court then committed the prisoner to await the

to kill. 19
The Court then committed the prisoner to await the action of the Grand Jury.
Captain Smith was much easier yesterday, and his physicians are hopeful of his ultimate complete receivery.

A PRIZE PACKAGE FIEND.

Officer Cole, ot the Steambost Squad, led a youth to the bar of the Tombs Police Court yesterday and spread a handful of money and a number of envelopes on the desk before the Judge. Two sunburnt honest-looking country lads tollowed on and explained to the Judge that they had come from Oneida county on a canal boat, and that George Peterson, the pris oner, had approached them on pior 7. East River, and offered them sundry prize packages for sale at the reasonable rate of filly cents each. In one of these prize packages, he assured them, \$7 hawful money was enclosed, and they had thereupon put in for a pool \$2 each and has purchased eight of the packages, one of which, Peterson told them, was inqueven deller one.

"But there wasn't any money in 'em," said John Campbell, the cider lad, carnestly.

"And you thought you were going to get \$7 for \$47" asked the justice.

"Why, yes, he said so," said the lad, simply.

"Judge, I didn't tell 'em there was \$7 in the package. I offered to bet \$30 to \$10 that there was."

"You die, bl. Well, you're a nice boy. You'll get to Sing Sing some day without any doubt. Just keep right oh. There's nothing to prevent you," said the Judge, and he picked out \$4 from the pite of money, giving it to the two lads and directing an affidavit of the lacts to be made.

Heatdes the money he gave them some good advice, and alter Peterson had paid a fine of \$5 the trio went their several ways. oper, had approached them on pier 7, East River, and

3 DEADLY DEBAUCH

Three Insane Women Mix Chioroform with Their Ale.

"PRIVILEGED PATIENTS" ON THE ISLAND.

Two of Them Dead and the Third S'owly Recovering.

The bodies of Mary Jane Brackenand Julia Rogan lay in the dead house attached to the Laustic A. ylum on Blackwell's Island yesterday. They had died from drinking chlorolorm procured from the drug store of that institution. In room 22 hall No. 3, Anne Hannahan, who had obtained the poison, believing it to be a bottle of "something good," as she expressed it, and who had invited the others to join her in the fatal wassail, was seriously ili, but progressing toward recovery. All three women were lumates of the asylum-putients whose insanity was of a very mild type and who were so far convalescent as to be em-ployed for the discharge of various light duties. They had previously been Workhouse patients, were not unacquainted with prison discipline, and in former days, when their opportunities were more ample and their resources larger, had been of intemperate habits.

PRIVILEGED PATIENTS. Anno liannahan, the survivor, is some sixty years of age; Mary Jane Bracken was between fity-five and sixty, and Julia Hogan was no more than thirty-four years of age. The portion of the Lunatic Asylum of which they were inmates is occupied by the milder class of female patients, and among these the three women named were so little affected by dementia as to be employed in various household duties. Anne general helpers, and Julia Hogan waited at the table of the steward, Mr. Joralemon. It is the custom in the asylum to furnish some of the convalencing patients with stimulants suited to their needs, and its operation. She received every day a ration of ale, put up in a pint bottle. The rations were put up in the drug store or office and were ranged along outside a high counter. They were usually them; but it is cortain that Anne Hannahan and another woman named Anne Kavanagh were permitted to come to the store and carry thom away with them. The drug store stands to the right of the hall, just isroom, almost square, and contains a number of shelves on the side opposite the entrance. On these shelves stand bottles of medicines duly labelled and arranged, and, in fact, the usual furnishing of an apothecary's laboratory. The druggist in charge is Mr. Hugh H. Hagan, and between him and the people whose business or whose privilege brings them into

the room is a high counter. HOW THE CHLOROPORE WAS STOLEN.

Anne Hannahan must have been among the privi-Anne Hannshan must have been among the privileged. There was certainly no written or spoken law
on the subject, but custom had given her rights, and
she has never been confronted by prohibition. On
the morning of last Saturday the rations of all stood
ranged along the counter on the outside, and Anne
Hannahan came to take away her share. Mr. Hagan
was making up a prescription and had his nack
turned, and his assistant, Mr. Cassidy, was getting
ready for the distribution of the rations and
had his attention directed from the woman
who entered the room. Although the immediate
copiet of her attention was the pint bottle of ale at
the bottom of the counter, her eye was attracted and
possibly her imagination fixed by one of a number of
bottles which stood on its top. It was a blue sixtoen
ounce bottle which had never been breached, and the
stopper of which was now tied down and secured with
parchment. Her diseased lancy associated it with a
former lavorite stimulant, and probably the oid passion
came back to her. At all events she called it gin and
silpped it under her apron.

HER INVIERD GUESTE.

She carried her also out with her also, and going up
stairs to hall No. 3 met harry Jane Bracken, her roommate, whom she invited to partake of "somothing
good." Mary June was delighted to accept the invitation, and journeying up stairs still urther they entered
a bathroom, where they found Julia Hogan washing.
She too was charmed by the cordial invitation, and
the wassall in which Death poured out the linations was begut. They inxed the deadly drug
with the ale to give the latter potency, and the
ale fulfilled the condition of increasing the volume of
their beverage. They drank deeply, and their ghastly
carouse being over, they went their different ways. The
drug did not take effect instandantly, and Mr. Hagan,
the druggist, says that Anne Hannahan brought back
the empty choleroform bottle nearly two hours latter,
saying that he has given her poison and that ane had

Saturday afternoon is generally a dull time in the institution, and it is the custom of Dr. Welliam W. Strew, the medical superintendent, to take advantage of the full in business, go over by one of the boats to the city and do his marketing in Fulton Market. He followed his usual practice on this occasion. Mr. Joralemon, the steward, and his wile were also away, but Mrs. MacDonaid, his mother-te-law, reminied at home to look after household affairs. Juna Hogan, who waited on her at dieber, was observed to be unusually delland drowsy, and about one o'clock she sipped away and went to her room. Meanwhile the nurses in hall No. 3 noticed that Anne Hannahan and Mary Jane Bracken were acting very strangely, the general appearance being such as would be produced by intoxication. Dr. Strew's againants were called to see them, and Dr. Newman, who came first, detected the odor of chioroform. He and Drs. Howen and Hinckley then began an investigatioe. They went to the grug store and learned from the gruggist that the bottle of coloroform had been storen. It was now plain that the three women had drunk of its contents. The patients grew rapidly worse, and when Dr. Strew returned from his marketing he found his three assistants in their shirt slowers shooting with all their might to meintain artificial respiration and keep up the heart's action in the unfortunate women. Julia Hogan was perfectly stupid and seemed as if she would not live filteen minutes. Every means was tried to restore them or at least to prolong their lives. Artificial respiration, friction, electricity, were all brought into requisition, but two of the women.—Julia Hogan and Mary Jane Bracken—were beyond the reach of antitiotes. The efforts to save them were kept up all through the night, and at eight o'clock on stundy morning, while Dr. Strew was stiting beside Julia Hogan, the heart's acrion ceased stogether.

Mary Jane Bracken still lingered. She had formerly been an epicptic patient and in her case the Ductor resorted to heroic romedies. She was tr

Deputy Coroner Cushman made a post-morten ex-ammation of both bodies and found death to have been caused by chloroform poisoning. No official ex-ammation into the circumstances will be made until Thursday morning next, when an inquest will be held.

PICRIC ACID POISONING.

An inquest was held yesterday into the cause of the death of Mary Ann Dougherty, twelve years of age, who died on March 25 under circumstances which led to the belief that she had been poisoned by the absorption of pieric acid used in the coloring of artificial leaves and grasses in the factory where she had been ieuves and grasses in the factory where she had been comployed. The coroner's jury determined that the cause of death was disease of the fiver, kidneys and lungs, which may have been accelerated by the absorption of pieric acid poisoning used in the coloring of artificial flowers, leaves and grasses, and recommended that the floard of fivelite make examination of all factories where poisonous ingredients are used, and report the physiological and pathological effects of such ingredients.

THE MARBLE CEMETERY.

York City Marbie Cometery, in Second street, for the purpose of electing five trustees for the ensuing year, was held yesterday at No. 206 Front street. The fel-

was held yesterday at No. 206 Front street. The following gentlemen were choten:—Charles J. Howeld. Intomas Floming. Bonry Day, Howard Wiley and Anson Baker.

During the past year there were forty-two interments and cignt removals. The counterly is strictly private, under the courted of no particular sect of denomination, and upon its monuments and tablets are inscribed the names of many of the most bocored and respected families of the city. It is the only corporation which affords facilities to the public for temporary interment. President Monroe resided in its vanits for twenty-seven years, and they now-hold the holds of General Pass, ex-President of Pers.